

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW HAMPSHIRE

In re:

**James & Elaine Irving,**  
Debtors.

**CASE NO. 09-14361-MWV**  
CHAPTER 13

**SunTrust Mortgage, Inc.**  
Movant.

v.

**James & Elaine Irving,**  
Respondents.

HEARING: 3/16/10 AT  
8:30 AM

**RESPONSE OF TRUSTEE TO MOTION FOR RELIEF FROM STAY**  
(SunTrust Mortgage, Inc.)

NOW COMES, Lawrence P. Sumski, Trustee in Bankruptcy  
("trustee"), and states as follows:

a) That should it appear appropriate after a hearing  
by the Court on its merits, he does not object to the  
granting of the Motion for Relief from Stay of SunTrust  
Mortgage, Inc.

b) That the Plan in the above-named case has not been  
confirmed; a total of 3 payments are due as of the date of  
this response and 2 payments have been received.

LAWRENCE P. SUMSKI  
TRUSTEE  
/s/ Lawrence P. Sumski  
Lawrence P. Sumski  
Chapter 13 Trustee  
1000 Elm Street, Suite 1002  
Manchester, NH 03101  
(603) 626-8899  
ID# BNH01460

Dated: February 19, 2010

CERTIFICATE OF SERVICE

I, Lawrence P. Sumski, hereby certify that on this 19th day of February, 2010 I caused a copy of the foregoing Response of Trustee to Motion for Relief from Stay to be served electronically to Attorney Rian Vernon, AUST Geraldine Karonis and debtors' attorney.

/s/ Lawrence P. Sumski  
Lawrence P. Sumski